

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

part of #3

Applicant(s): Wheeler, et al.

Application No.: 09/681,530

Filed: 4/24/01

Title: System and Method for Determining User
Identity Fraud Using Similarity Searching

Attorney Docket No.: 800528

Group Art Unit: 2183

Examiner: Unknown

DECLARATION OF FACTS

THIS INSTRUMENT HEREBY ACKNOWLEDGES that the undersigned, Gail Taylor Russell, is of legal age and does hereby swear and affirm that the following is true and accurate to the best of her knowledge:

- (1) I am Gail Taylor Russell, Vice President and General Counsel of Infoglide Corporation, having its principal office at 11100 Metric Blvd., Suite 750, Austin, TX 78758. The inventors/applicants of the above-referenced patent application are under an obligation of assignment to Infoglide Corporation.
- (2) Enclosed are the following documents which support the finding that Paul Leury (nonsigning inventor) refuses to join in the subject patent application:
 - (a) The Declaration and Assignment documents for the above-referenced patent application signed by all but one joint inventor, Paul Leury.
 - (b) Infoglide Corporation's cover letters of instruction mailed to Paul Leury's last known address, 1001 Hunter's Creek Drive, Cedar Park, TX 78613, dated June 6, 2001 and June 27, 2001. Under these cover letters were the Declaration and Assignment documents, which Paul Leury was requested to sign and return.
 - (c) A signed copy of the Employee Confidentiality and Non-Competition Agreement between Paul Leury and Infoglide Corporation, which is submitted as proof that Paul Leury is under an obligation of assignment to Infoglide Corporation and has an agreement and duty to cooperate with Infoglide Corporation in the execution of the application papers.

Signature:

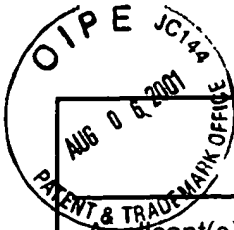
Gail Taylor Russell

Date

7-27-01

Name:

Gail Taylor Russell
Vice President and General Counsel
Infoglide Corporation
11100 Metric Blvd., Suite 750
Austin, TX 78758
US



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DECLARATION OF FACTS

THIS INSTRUMENT HEREBY ACKNOWLEDGES that the undersigned, Douglas D. Russell, is of legal age and does hereby swear and affirm that the following is true and accurate to the best of his knowledge:

- (1) I am Douglas D. Russell, Attorney for Applicant in the above-referenced patent application. My business address is Taylor Russell & Russell, P.C., 4807 Spicewood Springs Road, Building One, Suite 1200, Austin, TX 78759.
- (2) Attached are copies of the following documents which support the finding that Paul Leury (nonsigning inventor) has refused to execute the application papers:
 - (a) My cover letter of instruction to Paul Leury, dated July 10, 2001, sent via certified mail, return receipt requested. Under this cover letter were the patent application papers, which included the specification description, claims and drawings, as well as the Declaration and Assignment documents. In this cover letter, I requested Paul Leury to execute and return the Declaration and Assignment documents.
 - (b) The certified mail return receipt attached to my cover letter (a) above, article number 7001 0320 0002 2445 9119, mailed July 10, 2001 and US Postal Service date-stamped July 18, 2001, signed for and received at Paul Leury's last known address, 1001 Hunter's Creek Drive, Cedar Park, TX 78613.

Signature:

Date

Name:

Douglas D. Russell
Attorney for Applicant
Taylor Russell & Russell, P.C.
4807 Spicewood Springs Road
Building One, Suite 1200
Austin, TX 78759
512-338-4601
512-338-4651 (Fax)
US